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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
AARON IRIBE, and  
DANIEL LOPEZ,  
  
Defendants.

CASE NO. 2:21-CR-189-DJC

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
FINDINGS AND ORDER

DATE: July 6, 2023

TIME: 9:00 a.m.

COURT: Hon. Daniel J. Calabretta

**STIPULATION**

1. By previous order, this matter was set for status on July 6, 2023.
2. By this stipulation, defendants now move to continue the status conference until September 7, 2023, and to exclude time between July 6, 2023, and September 7, 2023, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
  - a) The government has represented that the discovery associated with this case includes approximately 148 pages of reports, search warrants, and other documents, as well as multiple audio and video recordings and the contents of seized cell phones. All of this discovery has been either produced directly to counsel and/or made available for inspection and copying.

b) On October 11, 2022, defendant Daniel Lopez made his initial appearance in this district and attorney Mark Reichel was appointed to represent him. ECF No. 59.

c) Counsel for defendants desire additional time to review this discovery, conduct factual investigation, evaluate the charges and potential defenses, consult with their respective clients, and otherwise prepare for trial.

d) Counsel for defendants believe that failure to grant the above-requested continuance would deny them the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

e) The government does not object to the continuance.

f) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of July 6, 2023 to September 7, 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: June 30, 2023

PHILLIP A. TALBERT  
United States Attorney

/s/ DAVID W. SPENCER  
DAVID W. SPENCER  
Assistant United States Attorney

1 Dated: June 30, 2023

/s/ Jennifer Mouzis  
Jennifer Mouzis  
Counsel for Defendant  
AARON IRIBE

2  
3  
4 Dated: June 30, 2023

/s/ Mark Reichel  
Mark Reichel  
Counsel for Defendant  
DANIEL LOPEZ

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7  
8 **[PROPOSED] ORDER**

9 IT IS SO FOUND AND ORDERED this 30<sup>th</sup> day of June, 2023.

10  
11 /s/ Daniel J. Calabretta  
THE HONORABLE DANIEL J. CALABRETTA  
12 UNITED STATES DISTRICT JUDGE  
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